

**BANNER & WITCOFF, LTD.**  
INTELLECTUAL PROPERTY LAW**RECEIVED**  
**CENTRAL FAX CENTER**601 SW SECOND AVENUE, #1900  
PORTLAND, OREGON 97204

MAY 03 2005

TEL: 503.425.6800  
FAX: 503.425.6801  
www.bannerwitcoff.com**FACSIMILE TRANSMITTAL SHEET****To:**  
Examiner M. Patterson**FROM:**  
Byron S. Kuzara**COMPANY:**  
USPTO**DATE:**  
May 3, 2005**FAX NUMBER:**  
703-872-9306**TOTAL NO. OF PAGES:**  
13**RE:**  
Serial No. 10/620,837**OUR REFERENCE NO.:**  
005127.85919*If you do not receive all page(s) or have any problems receiving this transmission, please call:***NAME:** Melissa Alexander**PHONE:** 503-425-6800**COMMENTS:**

Please see attached:

Amendment (12 pages)

**IMPORTANT/CONFIDENTIAL:** This message is intended only for the use of the individual or entity to whom it is addressed. This message contains information from the law firm of BANNER & WITCOFF, LTD. which may be privileged, confidential or exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, retention, archiving, or copying of the communication is strictly prohibited. If you have received this communication in error, please notify us immediately at our telephone number listed above. We will be happy to arrange for the return of this message to our offices at no cost to you.

CHICAGO

WASHINGTON, D.C.

BOSTON

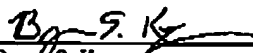
PORTLAND,  
OR

MAY 03 2005

**Certificate Of Transmission**

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office at telephone number (703) 872-9306 on May 3, 2005.

Respectfully submitted,

  
By: Byron S. Kuzara  
Registration Number 51,255  
Banner & Witcoff, Ltd.

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|                                     |   |                                  |
|-------------------------------------|---|----------------------------------|
| <i>In re</i> Application of         | ) |                                  |
|                                     | ) | Group Art Unit: 3728             |
| John F. SWIGART, et al.             | ) |                                  |
|                                     | ) | Examiner: Patterson, M.          |
| Serial Number: 10/620,837           | ) |                                  |
|                                     | ) | Attorney Reference: 005127.85919 |
| Filed: July 16, 2003                | ) |                                  |
|                                     | ) |                                  |
| For: FOOTWEAR WITH A SOLE STRUCTURE | ) |                                  |
| INCORPORATING A LOBED FLUID-        | ) |                                  |
| FILLED BLADDER                      | ) |                                  |

**AMENDMENT**

Commissioner for Patents  
Alexandria, VA 22313

Sir:

In response to the Office Action mailed March 11, 2005, please amend the above-captioned application as follows: